

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

IN RE PHARMACEUTICAL INDUSTRY	)	
AVERAGE WHOLESALE PRICE	)	MDL No. 1456
LITIGATION	)	
	)	Civil Action No. 01-12257-PBS
THIS DOCUMENT RELATES TO:	)	
	)	Judge Patti B. Saris
<i>State of Montana v. Abbott Labs., Inc., et al.,</i>	)	
D. Mont. Cause No. CV-02-09-H-DWM	)	
	)	
	)	

**SUPPLEMENTAL DECLARATION OF KATHLEEN M. O’SULLIVAN  
IN SUPPORT OF DEFENDANTS’ JOINT SUMMARY JUDGMENT REPLY**

I, Kathleen M. O’Sullivan duly declare as follows:

1. Attached to this declaration as Exhibit 1 is a true and correct copy of relevant excerpts from Plaintiff’s Complaint filed in this action on February 25, 2002.
2. Attached to this declaration as Exhibit 2 is a true and correct copy of relevant excerpts from the April 20, 2006, deposition of Duane Preshinger, Montana Medicaid Acute Services Bureau Chief.
3. Attached to this declaration as Exhibit 3 is a true and correct copy of relevant excerpts from the April 10, 2006, deposition of Jeffrey E. Ireland, former Section Supervisor, Managed Care, Montana Department of Public Health and Human Services.

I declare under penalty of perjury of the laws of the United States that the foregoing is true and correct based on personal knowledge.

Executed this 5th day of April, 2007.

/s/ Kathleen M. O'Sullivan  
Kathleen M. O'Sullivan

**CERTIFICATE OF SERVICE**

I hereby certify that on the 5th day of April, 2007, a true and accurate copy of the Supplemental Declaration of Kathleen M. O'Sullivan in Support of Defendants' Joint Summary Judgment Reply was served via the Lexis-Nexis Filing System.

DATED: April 5, 2007.

/s/ Kathleen M. O'Sullivan

Kathleen M. O'Sullivan